IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.R.UDAYABHANU

FRIDAY, THE 27TH APRIL 2007 / 7TH VAISAKHA 1929

Bail Appl..No. 2400 of 2007()

(L.P.2/2005 ON THE FILE OF THE ADDITIONAL SESSIONS COURT (FAST TRACK-1), KALPATTA)

PETITIONER/ACCUSED:

POOLAKKODU AMMAD, S/O.ALAVI,
THARUVANA P.O., PEECHANGODU,
MANANTHAVADY.

BY ADV. SRI.SUNNY MATHEW

RESPONDENT: COMPLAINANT:

STATE OF KERALA THROUGH THE CIRCLE INSPECTOR OF POLICE, VELLAMUNDA POLICE STATION, REPRESENTED BY THE PUBLIC PROSECUTOR, HIGH COURT OF KERALA, ERNAKULAM.

BY PUBLIC PROSECUTOR SRI. GIKKU JACOB

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 27/04/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

K.R. UDAYABHANU, J.

B.A.NO.2400 OF 2007.

DATED THIS THE 27th DAY OF APRIL, 2007.

ORDER

Petitioner who is the sole accused in LP.No.2 of 2005 on the file of the Additional Sessions Court (Fast Track-I), Kalpetta with respect to the offences under Section 143, 147, 148, 452, 323, 120-B, 307 r/w. Section 149 of IPC has sought for a direction to the court below that there may not be an order of pre-trial detention at the time of his appearance. It was submitted that he could not appear before the court as he was employed abroad.

2. In the circumstances, the petitioner is directed to surrender before the court below within two weeks from today and file an application for bail. Non-bailable warrant is not to be executed in the meantime. Pre-trial detention is not required. The court below shall as far as possible dispose of the application for bail, to be filed on the date of appearance of the petitioner itself. The Bail Application is disposed of accordingly.

K.R.UDAYABHANU.
JUDGE.

kvs/-